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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.  
14

15 THOMAS FAWCETT,

16 Defendant.  
17

Case No. CR 13-111 JSC

**ORDER DENYING REQUEST FOR  
JURY TRIAL**

18 Defendant is charged in a single count information with simple assault under 18  
19 U.S.C. § 113(a)(5), a Class B misdemeanor. Now pending before the Court is Defendant's  
20 request to be tried by a jury. Defendant concedes that he is not entitled to a jury, *see United*  
21 *States v. Stanfill El*, 2013 WL 1800046 (9th Cir. April 30, 2013), but nonetheless asks the  
22 Court to exercise its discretion and order a jury trial. The Court declines to do so. While  
23 providing younger attorneys with trial experience is a valid reason for the request, it does not  
24 outweigh the public costs of a jury trial. Those costs include not just the missed work, ad hoc  
25 child care arrangements and other inconveniences experienced by the people ultimately  
26 selected for the jury, but also those same costs for the dozens who have to appear for jury  
27 selection but are not selected. The Court finds that there are no special circumstances here  
28 that would warrant a jury trial when none is required.

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**IT IS SO ORDERED.**

Dated: May 21, 2013

  
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JACQUELINE SCOTT CORLEY  
UNITED STATES MAGISTRATE JUDGE